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BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. That the area described as follows is hereby designated a "B-2-D", Regional Shopping Center (Northcrest):

AN ORDINANCE amending the City of Fort Wayne Zoning Map No. N-26.

Part of the South 40 acres of the Southwest quarter of Section 24, part of the North 60 acres of the West half of the Southwest quarter of Section 24 and part of the North 60 acres of the East half of the Southwest quarter of Section 24, all in Township 31 North, Range 12 East in Allen County, Indiana, more particularly described as follows; to-wit:

Beginning at a point on the South line of the Southwest quarter of Section 24, Township 31 North, Range 12 East, said point being situated 681.48 feet West of the Southeast corner of the Southwest Quarter of Section 24, Township 31 North, Range 12 East in Allen County, Indiana; thence North 38 degrees 13 minutes 50 seconds East 347.14 feet along the West right-of-way line of Indiana State Road Number 1 and 427 to a point of curvature; thence continuing along said Westerly right-of-way line of Indiana State Road Numbered 1 and 427 on a curve to the left having a radius of 1835.16 feet a distance of 1232.2 feet to a point of tangency; thence continuing along said West right-of-way line North 18 minutes 10 seconds West 321.1 feet to the centerline of Stone Run Creek at a point situated 263.1 feet South of the Southeast corner of Lot 1, Northcrest Section 1, Extended as recorded in Plat Book 23, pages 147 and 148 in the Office of the Recorder of Allen County, Indiana; thence Westerly following the meanders of Stony Run Creek to the intersection of Stony Run Creek and the centerline of Wakefield Avenue as shown on the plat of Northcrest, Section I, Extended, an Addition to the City of Fort Wayne, Indiana: thence North 18 degrees 20 minutes 20 seconds East 39.01 feet along said centerline of Wakefield Avenue to the projected South line of Lot Numbered 287, Northcrest, Section 2, an Addition to the City of Fort Wayne, Indiana, recorded in Plat Book 22, pages 134 to 137 in the Office of the Recorder of Allen County, Indiana; thence North 87 degrees 13 minutes West 143.0 feet along the South line of said Lots Numbered 286 and 287; thence South 25 degrees 02 minutes West 625.8 feet; thence North 64 degrees 58 minutes West 130.0 feet; thence South 25 degrees 02 minutes West 348.0 feet; thence West 228.63 feet; thence South 29 degrees 43 minutes West 48.87 feet; thence South 58 degrees 47 minutes 30 seconds West 313.58 feet to an iron pin; thence South 1 minute 30 seconds East 357.6 feet to the South line of Noble Drive as recorded in Deed Record 524 page 203 in the Office of the Recorder of Allen County, Indiana; said South line of Noble Drive being also the North line of a tract held by Van Orman - Northcrest Corporation, being the tract 1 2

described in Deed Record 506,page 295; thence North 89 degrees 58 minutes 50 seconds East 29.3 feet along the North line of said tract held by Van Orman - Northcrest Corporation, being the tract described in Deed Record 506, page 295; to the Northeast corner of said tract; thence South parallel to the centerline of United States Highway Numbered 27 along the East line of said tract held by Van Orman - Northcrest Corporation, being the tract described in Deed Record 506, page 295 as projected south a distance of 455.75 feet to the South line of the Southwest quarter of said Section 24; thence Easterly along said South line of the Southwest quarter of said Section 24 a distance of 1167.79 feet to the point of beginning.

SECTION 2. The "B-2" Shopping Center Symbol located at the intersection of Clinton Street and Coliseum Boulevard, East; City of Fort Wayne, Indiana zoning map under the terms of Chapter 33, Municipal Code of the City of Fort Wayne Zoning Map No. N-26, referred to therein, established by Section 33-11, of said Chapter be deleted.

SECTION 3. That this Ordinance shall be in full force and effect from and after its passage, approval by the Mayor and legal publication thereof.

COUNCILMEMBER

APPROVED AS TO FORM AND LEGALITY

JOHN E. HOFFMAN City Attorney

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19 <u>80</u> , at the hou	r of	3	o'clock P M	.,E.S.T.	
			WINFIELD C.	MOSES, JR	

Z-80-10-15 BILL NO. REPORT OF THE COMMITTEE ON REGULATIONS WE, YOUR COMMITTEE ON REGULATIONS TO WHOM WAS REFERRED AN amending the City of Fort Wayne Zoning Map No. N-26 ORDINANCE HAVE HAD SAID ORDINANCE UNDER CONSIDERATION AND BEG LEAVE TO REPORT BACK TO THE COMMON COUNCIL THAT SAID ORDINANCE BEN EISBART, CHAIRMAN JOHN NUCKOLS, VICE CHAIRMAN JAMES S. STIER SAMUEL J. TALARICO DONALD J. SCHMIDT

RESOLUTION OF ZONING ORDINANCE AMENDMENT RECOMMENDATION

WHEREAS, the Common Council of the City of Fort Wayne, Indiana, on October 14, 1980, referred a proposed zoning map amendment to the City Plan Commission which proposed ordinance was designated as Bill No. Z-80-10-15: and.

WHEREAS, the required notice of public hearing on such proposed ordinance has been published as required by law; and,

WHEREAS, the City Plan Commission conducted a public hearing on such proposed ordinance on November 17, 1980;

NOW THEREFORE, BE IT RESOLVED that the City Plan Commission does hereby recommend that such proposed ordinance DO PASS for the reasons that a need has been shown for the Land Use Plan to be amended, the amendment will be in the best interest of and benefit to the area involved and of and to the City, and the amendment will not be detrimental to and does not conflict with the overall City Plan;

BE IT FURTHER RESOLVED that the Secretary is hereby directed to present a copy of this resolution to the Common Council at its next regular meeting.

This is to certify that the above is a true and exact copy of a resolution adopted at the meeting of the Fort Wayne City Plan Commission held November 24, 1980.

Certified and signed this 25th day of November 1980.

Tu Joyce Schlatter Jovce Schlatter

Secretary

PETITION FOR ZONING ORDINANCE AMENDMENT

The Fort Wayne City Plan Commission does hereby petition the Fort Wayne Common Council to amend the Zoning Map of Fort Wayne, Indiana, by zoning Northcrest Shopping Center a "B-2-D", Regional Shopping Center. Northcrest Shopping Center is presently designated a shopping center by authority of a "B-2" Shopping Center Symbol, which symbol is located at the intersection of Clinton Street and Coliseum Boulevard, East. The Commission further petitions the Fort Wayne Common Council to delete the "B-2" Shopping Center Symbol located at the intersection of Clinton Street and Coliseum Boulevard, East, from the City of Fort Wayne, Indiana zoning map. Northcrest Shopping Center is more particularly described as follows:

Part of the South 40 acres of the Southwest quarter of Section 24, part of the North 60 acres of the West half of the Southwest quarter of Section 24 and part of the North 60 acres of the East half of the Southwest quarter of Section 24, all in Township 31 North, Range 12 East in Allen County, Indiana, more particularly described as follows; to-wit:

Beginning at a point on the South line of the Southwest quarter of Section 24, Township 31 North, Range 12 East, said point being situated 681.48 feet West of the Southeast corner of the Southwest Quarter of Section 24, Township 31 North, Range 12 East in Allen County, Indiana; thence North 38 degrees 13 minutes 50 seconds East 347.14 feet along the West right-of-way line of Indiana State Road Number 1 and 427 to a point of curvature; thence continuing along said Westerly right-of-way line of Indiana State Road Numbered 1 and 427 on a curve to the left having a radius of 1835.16 feet a distance of 1232.2 feet to a point of tangency; thence continuing along said West right-of-way line North 18 minutes 10 seconds West 321.1 feet to the centerline of Stone Run Creek at a point situated 263.1 feet South of the Southeast corner of Lot 1, Northcrest Section 1, Extended as recorded in Plat Book 23, pages 147 and 148 in the Office of the Recorder of Allen County, Indiana; thence Westerly following the meanders of Stony Run Creek to the intersection of Stony Run Creek and the centerline of Wakefield Avenue as shown on the plat of Northcrest, Section I, Extended, an Addition to the City of Fort Wayne, Indiana; thence North 18 degrees 20 minutes 20 seconds East 39.01 feet along said centerline of Wakefield Avenue to the projected South line of Lot Numbered 287, Northcrest, Section 2, an Addition to the City of Fort Wayne, Indiana, recorded in Plat Book 22, pages 134 to 137 in the Office of the Recorder of Allen County, Indiana; thence North 87 degrees 13 minutes West 143.0 feet along the South line of said Lots Numbered 286 and 287; thence South 25 degrees 02 minutes West 625.8 feet; thence North 64 degrees 58 minutes West 130.0 feet; thence South 25 degrees 02 minutes West 348.0 feet; thence West 228.63 feet; thence South 29 degrees 43 minutes West 48.87 feet; thence South 58 degrees 47 minutes 30 seconds West 313.58 feet to an iron pin; thence South 1 minute 30 seconds East 357.6 feet to the South line of Noble Drive as recorded in Deed Record 524 page 203 in the Office of the Recorder of Allen County, Indiana; said South line of Noble Drive being also the North line of a tract held by Van Orman - Northcrest Corporation, being the tract described in Deed Record 506, page 295; thence North 89 degrees 58 minutes 50 seconds East 29.3 feet along the North line of said tract held by Van Orman - Northcrest Corporation, being the tract described in Deed Record 506, page 295; to the Northeast corner of said tract; thence South parallel to the centerline of United States Highway Numbered 27 along the East line of said tract held by Van Orman - Northcrest Corporation, being the tract described in Deed Record 506, page 295 as projected south a distance of 455.75 feet to the South line of the Southwest quarter of said Section 24; thence Easterly along said South line of the Southwest quarter of

Northcrest Shopping Center

Page two

said Section 24 a distance of 1167.79 feet to the point of beginning.

FORT WAYNE CITY PLAN COMMISSION

Tu. Jayce Schlatter

Joyce Schlatter Secretary



THE CITY OF FORT WAYNE

CITY-COUNTY BUILDING • ONE MAIN STREET • FORT WAYNE, INDIANA 46802 city plan commission

25 November 1980

Members of the Common Council City-County Building One Main Street Fort Wayne, IN 46802

Gentlemen and Mrs. Schmidt:

Attached hereto is a resolution pertaining to a zoning ordinance amendment acted upon by the City Plan Commission at their meeting held November 24, 1980. In addition to the reasons outlined in the resolution, the following are additional remarks pertaining to the ordinance.

- 1. Bill No. Z-80-10-15
- 2. From: B-2 Symbol to B-2-D, Regional Shopping Center
- 3. Intended Use: Northcrest Shopping Center
- 4. Plan Commission Recommendation: DO PASS

This ordinance received a DO PASS recommendation for the following reason:

a. Judicial proceedings have removed the "B-2" Symbols and it is necessary to assign appropriate designations for these centers.

If there are any questions with regard to this ordinance, please feel free to call on us.

Respectfully submitted,

COMMUNITY DEVELOPMENT & PLANNING

Gary F. Baeten Senior Planner

GFB:pb

Attachments

Admn. Appr.

DIGEST SHEET

1'	DIGEST SHEET	3-80-10-15
TITLE OF ORDINANCE	Shopping Center Reclassification	

DEPARTMENT REQUESTING ORDINANCE CD&P
SYNOPSIS OF ORDINANCE This Ordinance will place this center into the correct
shopping center classification within the new Shopping Center Ordinance.
This Center will be classified under the new ordinance and will be permitted to develop.
EFFECT OF NON-PASSAGE Denial will prohibit any future development within the present shopping center boundaries.
present shopping center boundaries.
MONEY INVOLVED (Direct Costs, Expenditures, Savings) None
(ASSIGN TO COMMITTEE (J.N.) Regulations



OFFICE OF THE CITY CLERK

THE CITY OF FORT WAYNE

CITY-COUNTY BUILDING . ONE MAIN STREET . FORT WAYNE, INDIANA 46802

Charles W. Westerman, Clerk -:- Room 122

December 12, 1980

Ms. Virginia Grace Fort Wayne Newspapers, Inc. 600 West Main Street Fort Wayne, IN 46802

Dear Ms. Grace:

Please give the attached full coverage on the dates of December 16 and December 23, 1980, in both the News Sentinel and Journal Gazette.

RE: Legal Notice for Common Council of Fort Wayne, IN

Zoning Map Ordinances:

Bill No. Z-80-10-14 (as amended) Zoning Map Ordinance No. Z-29-80

Bill No. Z-80-10-15

Zoning Map Ordinance No. Z-30-80

Bill No. Z-80-10-16 Zoning Map Ordinance No. Z-35-80

Bill No. Z-80-10-18 Zoning Map Ordinance No. Z-31-80

Bill No. Z-80-10-19 Zoning Map Ordinance No. Z-32-80

Bill No. Z-80-10-48 Zoning Map Ordinnance No. Z-33-80

Bill No. Z-80-10-50 (as amended) Zoning Map Ordinance No. Z-34-80 Page 2 Legal Notices for Common Council

Please send us 23 copies of the Publisher's Affidavit from both newspapers.

Thank you.

Sincerely,

Charles W. Westerman

City Clerk

CWW/ne ENCL: 1

LEGAL NOTICE

Notice is hereby given that on the 9th day of December, 1980, the Common Council of the City of Fort Wayne, Indiana in Regular Session did pass the following Bill No. z-80-10-14 (as amended) -- Zoning Map Ordinance No. z-29-80, being AN ORDINANCE amending the City of Fort Wayne Zoning Map No. M-27

Notice is hereby given that on the 9th day of December, 1980, the Common Council of the City of Fort Wayne, Indiana, in Regular Session did pass the following Bill No. Z-80-10-15 -- Zoning Map Ordinance No. Z-30-80, being AN ORDINANCE amending the City of Fort Wayne Zoning Map No. N-26

Notice is hereby given that on the 9th day of December, 1980, the Common Council of the City of Fort Wayne, Indiana in Regular Session did pass the following Bill No. 2-80-10-16 -- Zoning Map Ordinance No. 2-35-80 being AN ORDINANCE amending the City of Fort Wayne Zoning Map No. 0-27 & 0-31

Notice is hereby given that on the 9th day of December, 1980, the Common Council of the City of Fort Wayne, Indiana in Regular Session did pass the following Bill No. Z-80-10-18 -- Zoning Map Ordinance No. Z-31-80, being AN ORDINANCE amending the City of Fort Wayne Zoning Map No. 0-27, 0-31, P-27 & P-31.

Notice is hereby given that on the 9th day of December, 1980, the Common Council of the City of Fort Wayne, Indiana in Regular Session did pass the following Bill No. Z-80-l0-l9 -- Zoning Map Ordinance No. Z-32-80, being AN ORDINANCE amending the City of Fort Wayne Zoning Map No. U-18 and V-18

Notice is hereby given that on the 9th day of December, 1980, the Common Council of the City of Fort Wayne, Indiana in Regular Session did pass the following Bill No. z-80-10-48 - Zoning Map Ordinance No. z-33-80, being AN ORDINANCE amending the City of Fort Wayne Zoning Map No. S-10

Notice is hereby given that on the 9th day of December, 1980, the Common Council of the City of Fort Wayne, Indiana in Regular Session did pass the following Bill No. 2-80-10-50 (as amended) — Zoning Map No. Z-34-80 being AN ORDINANCE amending the City of Fort Wayne Zoning Map No. S-10 I, Charles W. Westerman, Clerk of the City of Fort Wayne, Indiana do hereby certify that Bill No. Z-80-10-14 (as amended) — Zoning Map Ordinance No. Z-29-80; Bill No. Z-80-10-15 — Zoning Map Ordinance No. Z-30-80; Bill No. Z-80-10-16 — Zoning Map Ordinance No. Z-31-80; Bill No. Z-80-10-19 — Zoning Map Ordinance No. Z-32-80; Bill No. Z-80-10-50 (as amended) — Zoning Map Ordinance No. Z-33-80 and Bill No. Z-80-10-50 (as amended) — Zoning Map No. Z-34-80, were passed by the Common Council on the 9th day of December, 1980, said Ordinances were signed and approved by the Mayor on the 10th day of December, 1980, and now remains on file and on record in my office.

Page 2 Legal Notice

Copies of Bill No. z-80-10-14 (as amended) — Zoning Map Ordinance No. z-29-80; Bill No. z-80-10-15 — Zoning Map Ordinance No. z-30-80; Bill No. z-80-10-16 — Zoning Map Ordinance No. z-35-80; Bill No. z-80-10-16 — Zoning Map Ordinance No. z-31-80; Bill No. z-80-10-19 — Zoning Map Ordinance No. z-31-80; Bill No. z-80-10-19 — Zoning Map Ordinance No. z-32-80; Bill No. z-80-10-48 — Zoning Map Ordinance No. z-32-80 and Bill No. z-80-10-50 (as amended) — Zoning Map No. z-34-80, will be posted for reading in the following places in Fort Wayne, Allen County, Indiana

- (1) The main floor lobby of the City-County Building
- (2) The bulletin board in the lobby of Downtown Fort Wayne Public Library
- (3) The bulletin board in the lobby at the East door of the Allen County Court House

Copies of Bill No. z-80-10-14 (as amended) -- Zoning Map Ordinance No. z-29-80; Bill No. z-80-10-15 -- Zoning Map Ordinance No. z-30-80; Bill No. z-80-10-16 -- Zoning Map Ordinance No. z-35-80; Bill No. z-80-10-16 -- Zoning Map Ordinance No. z-31-80; Bill No. z-80-10-19 -- Zoning Map Ordinance No. z-31-80; Bill No. z-80-10-19 -- Zoning Map Ordinance No. z-32-80; Bill No. z-80-10-48 -- Zoning Map Ordinance No. z-33-80 and Bill No. z-80-10-50 (as amended) -- Zoning Map No. z-34-80, will be available for reading in the following places in Fort Wayne, Allen County, Indiana

- (1) Reference Room in the north end of the main floor in said Downtown Public Library
- (2) The Journal of the Common Council Proceedings in the Office of the City Clerk of Fort Wayne, Indiana

Charles W. Westerman

City Clerk

I, Charles W. Westerman, Clerk of the City of Fort Wayne, Indiana, fufilled and posted the above ordinances in the designated places as stated on December 16, 1980.

Charles W. Westerman

City Clerk

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23 rd December 1 80 but Subscribed and sworn to before me this

September 28, 1983 Notary Public My commission expires...

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